

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://www.waterrights.ca.gov>

S008963

2006, 2007, 2008

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

~~LONESTAR TIMBER II LP~~ **New Forestry, LLC**

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

Primary Contact:

ROBERT T SUTER

~~PO BOX 322~~

~~GOLD RUN, CA 95717~~

Larry Gonzales

Mason, Bruce & Girard, Inc.

13620 Lincoln Way, Suite 380

Auburn, CA 95603

530-745-9996

530-745-9994

lgonzale@maosnbruce.com

Agent:

Address:

Phone No.

Fax No.

E-mail Address:

Phone No. **530-389-8733**

Fax No.

E-mail Address:

Source Name: OLD HUGHES MILL POND

Tributary To:

County: Placer

Diversion within: SW 1/4 of NE 1/4 Section 6, T 14 N, R 11 E, MDB&M

Year of First Use:

Name of Diversion works:

Assessor Parcel Number of the Diversion site:

STATE WATER RESOURCES CONTROL BOARD
2009 JUN -5 AM 11:06
DIV OF WATER RIGHTS
SACRAMENTO

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☐ Court Decree No.: Other (explain):

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrms)) 1948

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:

Gallons per minute (gpm) Gallons per day (gpd) ☒ Cubic feet per second (cfs)

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007					4,000								4,000
2008													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:

Gallons ☒ Million Gallons (MG) ☐ Acre-feet (AF)

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006													None
2007					8,000								8,000
2008													None

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation acres; Stockwatering ; Domestic ;

Other (specify) Dust Abatement

Parcel Number(s) of Place of Use:

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.

(New pump, enlarged diversion dam, location of diversion, etc.)

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☐ NO ☐
Describe any water conservation efforts you have initiated:

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year (AF/MG) Year (AF/MG) Year (AF/MG)

EWREMS/cm
10/27/09

Reduction in consumptive use:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: May 27, 2009 at Auburn, California

SIGNATURE: Lawrence W. Gonzales

PRINTED NAME: Lawrence W Gonzales
(first name) (middle initial) (last name)

COMPANY NAME: Mason, Bruce & Girard, Inc.

ITEM _____ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.
CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **LONESTAR TIMBER II LP**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING

~~ROBERT T SUTER~~ *Mason, Bruce & Girard Inc.*
~~PO BOX 322~~ *1230 High St, Ste 225*
~~GOLD RUN, CA 95747~~ *Auburn, CA 95603*

STATEMENT NO.:

S008963

CONTACT PHONE NO.:

~~(530) 989-8733~~

745-9996

Source Name: **OLD HUGHES MILL POND**

Tributary To: **COTTAGE HOME CREEK**

County: **Placer**

Diversion Within: **SW¼ of NE¼ Section 6 T14N, R11E, MB&M**

Year of First Use:

Parcel Number:

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 right _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) _____

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons ☒ Million Gallons (MG) _____ Acre-feet (AF) _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004					40M	80M	80M						200M
2005					40M	80M	80M						200M
2006													None

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____;

Other (specify) *Dust Abatement*

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

*EW RIMS/cm
9/23/09*

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 29, 20 07 at Auburn, California

SIGNATURE: Lawrence W. Gonzalez

PRINTED NAME: Lawrence W. Gonzalez
(first name) (middle initial) (last name)

COMPANY NAME: Mason, Bruce & Girard Inc.

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: FRUIT GROWERS SUPPLY COMPANY

FRUIT GROWERS SUPPLY COMPANY
1216 FRUIT GROWERS RD
HILT, CA 96044-9710

STATEMENT NO: S008963

SOURCE: OLD HUGHES MILL POND
TRIBUTARY TO: COTTAGE HOME CREEK
COUNTY: PLACER
DIVERSION

WITHIN: SW¼ OF NE¼ SECTION 6, T14N, R11E, MB&M.

TELEPHONE NUMBER:

(916) 475-3453

YEAR OF FIRST USE:

PARCEL NO:

A. Water is used under: Riparian claim X Pre 1914 right _____ Other (explain): _____B. Year of first use (Please provide if missing above) PRE. 1940

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are. Gallons X Acre-feet _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996						10M							10M
1997								100M	50M				150M
1998						30M	100M						130M

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) DUST ABATEMENT, FOREST MANAGEMENT

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: _____

b. _____

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO ☒

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief

DATE: 5/6 19 99 at AUBURN, California

SIGNATURE: Michael G. Garcia

PRINTED NAME: Michael G. Garcia
(first name) (middle init.) (last name)

COMPANY NAME: FRUIT GROWERS SUPPLY COMPANY

FRUIT GROWERS ROAD

HILT, CALIFORNIA 96044

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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5-8 943

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: FRUIT GROWERS SUPPLY COMPANY

FRUIT GROWERS SUPPLY COMPANY
FRUIT GROWERS ROAD
HILT, CA 96044-9710

STATEMENT NO: S008963

SOURCE: OLD HUGHES MILL POND
TRIBUTARY TO: COTTAGE HOME CREEK
COUNTY: PLACER
DIVERSION

TELEPHONE NUMBER:
(916) 475-3453
YEAR OF FIRST USE:
PARCEL NO:

WITHIN: SW¼ OF NE¼ SECTION 6, T14N, R11E, MB&M.

A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) _____

B. Year of first use (Please provide if missing above) PRE 1940

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other) _____

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993													
1994													
1995					50M	100M	150M	100M		10M			410M

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) DUST ABATEMENT, FIRE SUPPRESSION, FOREST MANAGEMENT

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 11/5, 1996, at Colburn, California

SIGNATURE: [Signature]

PRINTED NAME: MICHAEL G. GARCIA
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: FRUIT GROWERS SUPPLY COMPANY

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.
**FRUIT GROWERS ROAD
HILT, CALIFORNIA 96044**

REPORT OF THE COMMISSION

"Statements of Water Diversion and Use"
 "Information Pertaining to Water Rights in California"
 "Water Rights for Stockponds Constructed Prior to 1969"
 "Appropriation of Water in California"

5-8 963

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S008963

OWNER OF RECORD: FRUIT GROWERS SUPPLY COMPANY

FRUIT GROWERS SUPPLY COMPANY

FRUIT GROWERS ROAD

HILT, CA 96044-9710

SOURCE: OLD HUGHES MILL POND

TRIBUTARY TO: COTTAGE HOME CREEK

COUNTY: PLACER

DIVERSION

WITHIN: SW¼ OF NE¼ SECTION 6, T14N, R11E, MDB&M.

TELEPHONE NUMBER:

(916) 473-3453

YEAR OF FIRST USE:

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim ☒; Pre-1914 right ☐; Other (explain) _____B. Year of first use (Please provide, if missing above) UnknownC. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.Amounts below are: ☒ Gallons☐ Acre-feet☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992													NONE
1993				70 M	300 M	300 M	150 M	100 M	50 M				970 M
1994					5 M	10 M	10 M	10 M	10 M	5 M			50 M

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.Irrigation _____ acres; Stockwatering 30 Head of cattle; Domestic _____Other (specify) Dust Abatement, Fire Suppression and Forest Management.

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 26, 19 95, at Auburn, California

SIGNATURE: Michael G. Garcia

PRINTED NAME: MICHAEL G. GARCIA

(FIRST NAME)

(M. NAME)

(LAST NAME)

COMPANY NAME: _____

**FRUIT GROWERS SUPPLY COMPANY
1521 GRASS VALLEY HIGHWAY
AUBURN, CALIFORNIA 95603**

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

S8963

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

STATE WATER RESOURCES
CONTROL BOARD

AUG 24 11 06 AM '76

A. Name of person diverting water.....American Forest Products Corporation
Address.....P.O. Box 685, Foresthill, CA 95631 IV. OF WATER RIGHTS
SACRAMENTO

B. Name of body of water at point of diversion.....None Old Hughes Mill Pond
Tributary to.....Cottage Home Creek, Thence Shirltail Canyon thence N. Fork American River

C. Place of diversion.....Sw 1/4 Ne 1/4 Section 6, Township 14N, Range 11E, MD B&M,
Blacker County, or locate it on sketch of section grid on reverse side with regard to section lines or
prominent local landmarks.

D. Name of works.....Old Hughes Mill Pond

E. Capacity of diversion works.....3,200 gallon water truck
Capacity of storage reservoir.....1,000,000 gallons
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1973	:	:	:	:	:	:	:	:	:	:	:	:	100,000
1974	:	:	:	:	:	:	:	:	:	:	:	:	1,000,000

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as
acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years.....1,000,000 gallons

Minimum annual water use in recent years.....None acre-feet

Type of diversion facility: gravity....., pump....., electric power meter....., water meter....., estimate.....

Method of measurement: weir....., flume....., electric power meter....., water meter....., estimate.....

F. Purpose of use (what water is being used for).....Road construction and maintenance

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

H. Year of first use as nearly as known.....

I. Name of person filing statement.....John C. Pricer

Position.....Forester Organization.....American Forest Products Corporation

Address.....P.O. Box 685, Foresthill, CA 95631

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed.....8/23/76 Signature.....John C. Pricer

See Instructions on Reverse Side